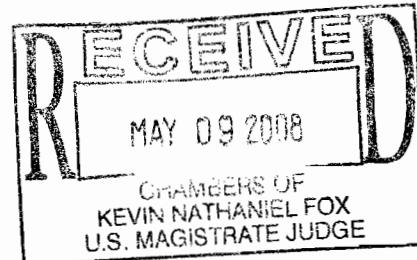
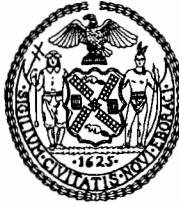
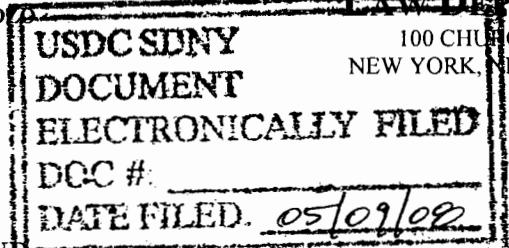


**MEMO ENDORSED**

## THE CITY OF NEW YORK

MICHAEL A. CARDOZO  
Corporation Counsel

LAW DEPARTMENT  
100 CHURCH STREET  
NEW YORK, NEW YORK 10007



BY HAND

The Honorable Kevin N. Fox  
United States Magistrate Judge  
Southern District of New York  
500 Pearl Street  
New York, New York 10007-1312

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May 8, 2008

Re: Thomas Burke v. The City of New York, et al., 07CV6510(VM)(KNF)

Your Honor:

I am an Assistant Corporation Counsel in the Office of Michael A. Cardozo, Corporation Counsel of the City of New York, representing defendants City of New York and Dept. of Corrections Commissioner Martin F. Horn in this civil rights case. I am writing on behalf of the parties to jointly request that the settlement conference before Your Honor, now scheduled for May 13, 2008 at 10:30 A.M., be adjourned without a new date, with leave to reschedule same at a later date convenient to the Court.

While the parties are interested in settling this matter and may need the Court's assistance in this regard, at the present time there are a number of disputed issues that need to be resolved before a formal settlement conference would be productive. No previous requests have been made by either party to adjourn the settlement conference. Thank you for your consideration herein.

5/9/08

*Application granted.*

**SO ORDERED:**

*Kevin Nathaniel Fox*  
Hon. Kevin Nathaniel Fox  
United States Magistrate Judge

Respectfully submitted,  
*Barry Myrvold*  
Barry Myrvold  
Assistant Corporation Counsel

cc: Scott Cerbin **BY FAX (718) 228-4612**  
Attorney for Plaintiff